

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL STREET, NE, 7th FLOOR, ROOM 7200
WASHINGTON, D.C. 20002

HEARING DATE 2/11/2004
PETITION DATE 1/27/2004
POSTING DATE 12/12/2003

RENEWALS

THE FOLLOWING ABC ESTABLISHMENTS ARE RENEWING THEIR LICENSE

APP. NO. 5396	HUDAI, YAVALAR	RET " B "
ANC 2E02	T/A LE PETITE CORNER STORE	
1643	34TH STREET	NW

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL ST., NE, 7TH FLOOR, SUITE 7200
WASHINGTON, DC 20002
(202) 442-4423

HEARING DATE: FEBRUARY 11, 2004

DECEMBER 12, 2003 NOTICE IS HEREBY GIVEN THAT THE FOLLOWING PERSONS HAVE APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT, THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSES ON FEBRUARY 11, 2004 AT 10:00 A.M., 7TH FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E.

APPLICATION NO.11090, SWAGAT INC.T/A NIRVANA, RETAILER "C"
RESTAURANT, 1810 K STREET, NW

WARD 2 ANC 2B06

NATURE OF OPERATION
NEW RESTAURANT, NO ENTERTAINMENT.

SALE AND SERVICE OF ALCOHOLIC BEVERAGES
SUNDAYS THROUGH SATURDAY 11:00AM – 11:00PM

PETITION AND/OR REQUEST TO APPEAR BEFORE
THE BOARD MUST BE FILED ON OR BEFORE
JANUARY 27, 2004

10555

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL ST., NE, 7TH FLOOR, SUITE 7200
WASHINGTON, DC 20002
(202) 442-4423

HEARING DATE: FEBRUARY 11, 2004

DECEMBER 12, 2003 NOTICE IS HEREBY GIVEN THAT THE FOLLOWING PERSONS HAVE APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT, THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSES ON FEBRUARY 11, 2004 AT 10:00 A.M., 7TH FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E.

APPLICATION NO.9107,THIRD PLACE, INC.T/A THIRD PLACE, RETAILER
"C" RESTAURANT, 2331 CALVERT STREET, NW

WARD 3 ANC 3C02

NATURE OF OPERATION
NEW RESTAURANT, NO ENTERTAINMENT. SIDEWALK CAFE

SALE AND SERVICE OF ALCOHOLIC BEVERAGES
SUNDAYS 10:00AM – 12:00AM
MONDAY THROUGH THURSDAY 9:00AM – 2:00AM
FRIDAY AND SATURDAY 9:00AM – 3:00AM

PETITION AND/OR REQUEST TO APPEAR BEFORE
THE BOARD MUST BE FILED ON OR BEFORE
JANUARY 27, 2004

***CORRECTION**

ALCOHOLIC BEVERAGE REGULATION ADMINISTRATION
941 NORTH CAPITOL ST., NE, 7TH FLOOR
SUITE 7200
WASHINGTON, DC 20002
(202) 442-4423

HEARING DATE: FEBRUARY 4, 2004

DECEMBER 4, 2003, NOTICE IS HEREBY GIVEN THAT THE FOLLOWING PERSONS HAVE APPLIED FOR A LICENSE UNDER THE D.C. ALCOHOLIC BEVERAGE CONTROL ACT, THAT THE OBJECTORS ARE ENTITLED TO BE HEARD BEFORE THE GRANTING OF SUCH LICENSES ON FEBRUARY 4, 2004 10:00 A.M., 7TH FLOOR, SUITE 7200, 941 NORTH CAPITOL ST., N.E.

APPLICATION NO.9948, PIER NINE LLC T/A PIER NINE/THE PIER/TEN, RETAILER'S "C" NIGHTCLUB, 1824 HALF STREET, SW, WARD 6 ANC 6D06

NATURE OF OPERATION

NEW, NIGHTCLUB WITH DEE JAY AND RECORDED DANCE MUSIC, OCCASIONAL LIVE BAND MUSIC AND CABARET SHOWS. NO NUDES DANCING.

SALE AND SERVICE OF ALCOHOLIC BEVERAGES

SUNDAY THROUGH THURSDAY, 10AM-2AM
FRIDAY AND SATURDAY, 10AM-*3AM

PETITION AND/OR REQUEST TO APPEAR BEFORE
THE BOARD MUST BE FILED ON OR BEFORE
JANUARY 20, 2004

Department of Health**State Health Planning and Development Agency****Notice of Public Hearing**

The State Health Planning and Development Agency (SHPDA), pursuant to section 13 of the Health Services Planning and Program Re-establishment Act of 1996 (D.C. Law 11-191; D.C. Official Code § 44-412), will hold a public hearing on the request for reconsideration of SHPDA's decision to deny a certificate of need to Washington Healthcare Group, Inc. to acquire MedLINK Hospital and MedLINK Nursing Center - Certificate of Need Registration No. 03-6-3. The hearing will be held on Thursday, December 18, 2003, at 10:00 A.M., at 825 North Capitol Street, N.E., 2nd Floor, Room 2125.

Persons who wish to testify should contact the Project Review Branch of the SHPDA on (202) 442-5875 before 4:45 P.M., Wednesday, December 17, 2003. Oral testimony will be limited to a maximum of five (5) minutes per person. Written statements may also be submitted, but must be received no later than 4:45 P.M. on Monday, December 22, 2003. Persons who would like to review the Certificate of Need application or who have questions regarding the hearing may contact the SHPDA on (202) 442-5875.

Written statements may be submitted to:

The State Health Planning and Development Agency
825 North Capitol Street, N.E.
Third Floor
Washington, D.C. 20002

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA
1333 H STREET, NW, SUITE 200 WEST,
WASHINGTON, DC 20005

NOTICE OF PUBLIC INTEREST HEARING

FORMAL CASE NO. 1005, IN THE MATTER OF VERIZON WASHINGTON,
D.C. INC.'S PRICE CAP PLAN 2002 FOR THE PROVISION OF LOCAL
TELECOMMUNICATIONS SERVICES IN THE DISTRICT OF COLUMBIA

1. By this Notice, the Public Service Commission of the District of Columbia ("Commission") requests interested parties to submit comments on whether the proposed motion of Verizon Washington, DC Inc. ("Verizon") to extend Verizon's Price Cap Plan 2002 ("Price Cap Plan 2002 Extension") is in the public interest.¹ The Commission will convene a hearing in this matter on February 18, 2004, at 10:00 a.m. in the Commission's hearing room.

2. On November 3, 2003, Verizon filed a motion requesting the Commission to extend Verizon Price Cap Plan 2002, which governs Verizon's provision of local telecommunications services in the District of Columbia. Verizon proposes to extend the Plan "until marketplace developments require further modifications to it."² Verizon's current Price Cap Plan 2002 expires on March 31, 2004.³ Verizon indicates that Price Cap Plan 2002 Extension is identical to the current plan except Verizon proposes to revise Section 9(5), because it is no longer required to file Security and Exchange Commission Form 10-K. Verizon maintains that the extension of the Plan will continue to provide reasonable and competitive rates for telecommunication services in the District of Columbia and that the plan meets the requirements of the D.C. Telecommunications Competition Act of 1996 ("Act").⁴

¹ *Formal Case No. 1005, In the Matter of Verizon Washington, DC Inc.'s Price Cap Plan 2002 for the Provision of Local Telecommunications Services in the District of Columbia, Motion of Verizon Washington, DC Inc. to Extend the Price Cap Plan 2002, filed November 3, 2003 ("Price Cap Plan 2002 Extension"). The Commission approved Price Cap Plan 2002 on February 28, 2002. See Formal Case No. 1005, In the Matter of Verizon Washington, DC Inc.'s Price Cap Plan 2002 for the Provision of Local Telecommunications Services in the District of Columbia, Order No. 12338, rel. February 28, 2002, and Order No. 12368, rel. April 1, 2002.*

² Price Cap Plan 2002 Extension at 1.

³ *In the Matter of Verizon Washington, DC Inc.'s Price Cap Plan 2002 for the Provision of Local Telecommunications Services in the District of Columbia, Formal Case No. 1005, Order No. 12338, rel. February 28, 2002, and Order No. 12368, rel. April 1, 2002.*

⁴ See D.C. Code, 2001 Ed. § 34-2002(j).

3. Pursuant to the Act, the Commission has 270 days, or until August 6, 2004, to approve or disapprove Verizon Price Cap Plan 2002 Extension.⁵ However, due to the March 2004 expiration date, the Commission will make a decision by March 31, 2004. To assist the Commission in its determination whether the Cap Plan 2002 Extension meets the requirements of the Act, Verizon, the Office of the People's Counsel, the District Government, local exchange carriers, cable companies, trade associations, businesses, consumer groups, individual consumers, other competitive providers of telecommunications services, and other interested parties are requested to respond to the following questions:

- a. Should Verizon's motion to extend Price Cap Plan 2002 ("Plan 2002") be granted? Is Verizon's proposal in the public interest? If not, what alternative regulatory scheme should be adopted and why?
- b. What modifications, if any, should be made to Verizon's Price Cap Plan 2002?
- c. What is the appropriate time frame for the extension of Plan 2002 or for any alternative regulatory plan?
- d. What changes, if any, should be made in the classification of services in each of the baskets or the standards for classifying services?
- e. What changes, if any, should be made in the caps on increases in rates for services in the Basic and Discretionary baskets?
- f. What monetary, infrastructure and non-monetary benefits promised in each of the previous price cap plans have been realized?
- g. What are the benefits to each rate class if Verizon's proposed extension of Price Cap Plan 2002 is approved?

4. Any party desiring to submit comments on Price Cap Plan 2002 Extension may do so by January 8, 2004. Reply comments shall be submitted by January 30, 2004. The Commission will convene a hearing to consider whether the proposal to extend Verizon's Price Cap Plan 2002 is in the public interest on February 18, 2004.⁶

⁵ *Id.*

⁶ *Id.* The complete text of Verizon DC's Motion to Extend the Plan, along with the Price Cap Plan 2002 Extension and the redline version of the Price Cap Plan 2002 Extension is on file with the Commission. Copies of these documents may be reviewed at the Office of the Commission Secretary, 1333 H Street, N.W., 2nd Floor, West Tower, Washington, D.C., 20005, between the hours of 9:00 a.m. and 5:30 p.m., Monday through Friday. Comments on the proposed Price Cap Plan 2002 Extension must be made in writing to Sanford M. Speight, Acting Commission Secretary, at the above address.

**BOARD OF ZONING ADJUSTMENT
PUBLIC HEARING NOTICE
TUESDAY, FEBRUARY 10, 2004
SECOND FLOOR HEARING ROOM, SUITE 220-S
441 4TH STREET, N.W.
WASHINGTON, D.C. 20001**

TO CONSIDER THE FOLLOWING: The Board of Zoning Adjustment will adhere to the following schedule, but reserves the right to hear items on the agenda out of turn.

**9:30 A.M. TO 12:00 P.M. MORNING SESSION
1:00 P.M. TO 6:00 P.M. AFTERNOON SESSION**

A.M.

WARD ONE

17095 **Application of Sun Service, Inc.**, pursuant to 11 DCMR § 3103.2,
ANC-1C for a special exception to allow a parking garage (serving an
automobile valet business) under subsections 1403.1 and 1403.2, in
the Reed-Cooke/C-2-B District at premises 1701 Kalorama Road,
N.W. (Square 2566, Lot 90).

WARD TWO

**THIS APPLICATION WAS CONTINUED FROM THE NOVEMBER 18,
2003, PUBLIC HEARING SESSION:**

17071 **Application of Edward B. Rooths and Nancy N. Dao**, pursuant to
ANC-2F 11 DCMR § 3104.1, for a special exception to change a
nonconforming use (laundry service) on the basement and 1st floor
of a three story apartment house to another nonconforming use
(accounting, consulting and tax service business) under section
2003, in the R-5-C District at premises 1312 13th Street, N.W.
(Square 243, Lot 12).

WARD TWO

17112 **Application of Nancy McKeon**, pursuant to 11 DCMR § 3104.1,
ANC-2E for a special exception to allow the construction of a one-story
addition to a single-family row dwelling under section 223, not

10561

PUBLIC HEARING NOTICE

FEBRUARY 10, 2004

PAGE NO. 2

meeting the open court requirements (section 406), in the R-3 District at premises 3422 N Street, N.W. (Square 1221, Lot 828).

P.M.**WARD THREE**

17113 **Application of Stephen P. McCarron**, pursuant to 11 DCMR §
ANC-3G 3104.1, for a special exception to allow the construction of a two
-story rear addition to a single-family detached dwelling under
section 223, not meeting the side yard requirements (section 405) at
premises 3416 McKinley Street, N.W. (Square 1996, Lot 10).

WARD SIX

17110 **Application of Millennium Arts Center**, pursuant to 11 DCMR §
ANC-6D 3103.2, for a variance from the use provisions under subsection
330.5, to operate an Arts Center (artist studios, art exhibitions, and
art education) in the former Randall Junior High School building in
the R-4 District at premises 65 I Street, S.W. (Square S-643, Lot
801).

WARD ONE

17111 **Application of 2412 Limited Partnership**, pursuant to 11 DCMR §
ANC-1C 3103.2, for a variance from the floor area ratio requirements under
section 402, a variance from the lot occupancy requirements under
section 403, and a variance from the nonconforming structure
provisions under subsection 2001.3, to allow a two story addition to
an apartment house in the R-5-B District at premises 2412 17th
Street, N.W. (Square 2566, Lot 819).

PLEASE NOTE:

Failure of an applicant or appellant to appear at the public hearing will subject the application or appeal to dismissal at the discretion of the Board.

Failure of an applicant or appellant to be adequately prepared to present the application or appeal to the Board, and address the required standards of proof for the application or appeal, may subject the application or appeal to postponement, dismissal or denial.

PUBLIC HEARING NOTICE

FEBRUARY 10, 2004

PAGE NO. 3

The public hearing in these cases will be conducted in accordance with the provisions of Chapter 31 of the District of Columbia Municipal Regulations, Title 11, and Zoning. Pursuant to Subsection 3117.4 of the Regulations, the Board will impose time limits on the testimony of all individuals.

Individuals and organizations interested in any application may testify at the public hearing or submit written comments to the Board. Individuals and organizations wishing party status in any case before the Board must request that status and should do so in writing not less than fourteen (14) days prior to the date set for the public hearing on the particular application in accordance with Subsection 3106.2. All requests and comments should be submitted to the Board through the Director, Office of Zoning, 441 4th Street, NW, Suite 210, Washington, D.C. 20001. Please include the case number on all correspondence. FOR FURTHER INFORMATION, CONTACT THE OFFICE OF ZONING AT (202) 727-6311.

GEOFFREY H. GRIFFIS, CHAIRPERSON, CURTIS L. ETHERLY, JR., VICE CHAIRMAN, RUTHANNE G. MILLER, DAVID A. ZAIDAIN, AND A MEMBER OF THE ZONING COMMISSION ----- BOARD OF ZONING ADJUSTMENT, BY JERRILY R. KRESS, FAIA, DIRECTOR.

PHN 2/10/04 rsn